

AO 91 (Rev. 08/09) Criminal Complaint

AUSA Eric Doeh
Special Agent Jeremy C. Fitch, DEAUNITED STATES DISTRICT COURT
for the
Eastern District of Michigan

United States of America

v.

ANTONIO SIMMONS

Case:2:12-mj-30067

Judge: Unassigned,

Filed: 01-25-2012 At 11:35 AM

CMP: Sealed Matter (jj)

CRIMINAL COMPLAINT

I, the complainant in this case, state that the following is true to the best of my knowledge and belief.

On or about the date(s) of August 2011 in the county of Wayne and Elsewhere in the
Eastern District of Michigan, the defendant(s) violated:*Code Section*

21 U.S.C. Sections 841(a)(1), 846

Offense Description

Conspiracy to possess with intent to distribute and to distribute a controlled substance.

This criminal complaint is based on these facts:

SEE ATTACHED AFFIDAVIT

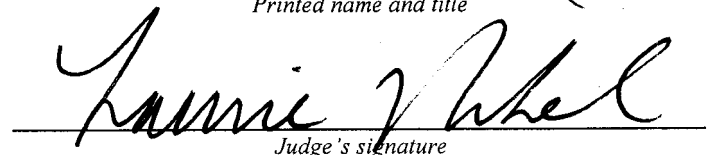
☒ Continued on the attached sheet.

Sworn to before me and signed in my presence.

Date: 1/25/12City and state: Detroit, MI
Complainant's signature

Special Agent Jeremy C. Fitch, DEA

Printed name and title


Judge's signature

Hon. Laurie J. Michelson, United States Magistrate Judge

Printed name and title

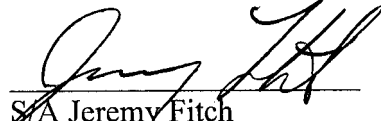
AFFIDAVIT

Affiant, Special Agent Jeremy Fitch, being duly sworn, deposes and states the following:

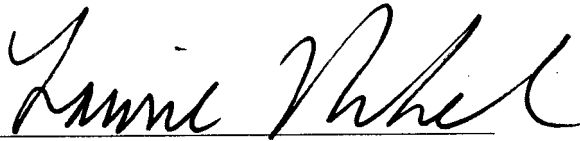
1. Affiant is a Special Agent (SA) of the Drug Enforcement Administration and has been employed with DEA-Detroit since March 2010. Affiant is a law enforcement officer empowered to conduct investigations and make arrests for Violations of Title 21, United States Code.
2. Per a confidential source (hereinafter referred to as DEA-1), **Antonio Maurice SIMMONS** (a/k/a "PANCHO", a/k/a "MAYETE", a/k/a "MALLETE") is a multi-kilogram cocaine customer of Theodore CZACH, who typically receives approximately one hundred (100) kilograms of cocaine per month. DEA-1 stated that sometime in late 2010, during the winter, DEA-1 was present when Antonio SIMMONS was given 75 kilograms of cocaine from a Hispanic male by the name of Oscar Enriquez MARTINEZ, who is no longer actively involved in this drug trafficking organization. DEA-1 stated that the cocaine was in the basement of 7914 Burdeno Street in Detroit, Michigan. **SIMMONS** arrived to this location and picked up the cocaine in person from MARTINEZ.
3. On November 19, 201~~2~~, electronic surveillance captured **SIMMONS** sitting in the passenger's side of DEA-1's vehicle, in the Detroit, Michigan metropolitan area. During the meeting between DEA-1 and SIMMONS, electronic surveillance captures DEA-1 say [beginning at 9:49 of the recording], "You pay twenty-nine (29). That's what you paying [talking over each other]. That's what you arguing for. When I go to them for. You remember?" SIMMONS replies, "Right." DEA-1 goes on to say, "You say, hey I want to pay twenty-nine (29) and I talk to the Mexicans. Hey, this this guy want to pay twenty-nine (29) and they say ok." SIMMONS then replies, "I wanna say twenty-eight (28) just to if I wanna pick up the pace. But if they don't wanna pick up the pace, then fuck it. Everything cool. [talking over each other]...". DEA-1 stated that during this portion of the conversation, he/she and **SIMMONS** were discussing the price **SIMMONS** was paying for kilogram quantities of cocaine. DEA-1 further stated that "twenty-nine (29)" and "twenty-eight (28)" as referenced during this portion of the conversation refers to twenty-nine thousand dollars (\$29,000) and twenty-eight thousand dollars (\$28,000), respectively.
4. DEA-1 has cooperated in this investigation and has proven credible and reliable. To date, as a result of DEA-1's cooperation, DEA has seized approximately \$1,956,420.00 in drug proceeds, (United States Currency) and approximately 204 kilograms of cocaine from the DIAS-LUCERO and LUCERO-BUSTAMANTE DTO.

5. Based on the aforementioned facts, your affiant maintains that probable cause exists to believe that **Antonio Maurice SIMMONS** conspired with others to knowingly and intentionally possess with intent to distribute a controlled substance, namely cocaine, in violation of Title 21, United States Code, Sections 841(a)(1) and 846.

I declare under penalty of perjury the foregoing to be true and correct to the best of my knowledge and belief.


S/A Jeremy Fitch
Drug Enforcement Administration

Sworn to and subscribed before me this
25th day of January, 2012.


Honorable Laurie J. Michelson
United States Magistrate Judge
Eastern District of Michigan